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amnesty international

INTERNATIONAL SECRETARIAT
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EXTERNAL (for general distribution)

URGENT ACTION

AI Index: ASA 21/23/94
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Further information on UA 198/94 (ASA 21/12/94, 23 May 1994) - and follow-up (ASA 21/15/94, 2 June) - Fear of torture/arbitrary detention

INDONESIA/EAST TIMOR:	**Jose Antonio Neves**	**{held in Malang, East Java}**	
	Antonio Soares	**{now released}**	
	Anibal	)	
	Isaac	)	
	Lucas Tilman dos Santos	)	
	Marcos	)	
	Miguel	)	**originally**
	Nuno de Andrade Sarmento Corvelho	)	**detained**
	Octaviano	)	**in East Timor**
	Pantaleão	)	
	Pedro Fatima Tilman	)	
	Rosalino	)	
	Rui Fernandes	)	

Amnesty international has learned that **Pedro Fatima Tilman**, **Miguel** and **Is** (believed to be Isaac), three of the East Timorese named above, have been brought to trial at Dili District Court. Two others are due to be brought to trial on 21 or 22 June, probably from among the group of those named above. Of those arrested and detained in East Timor, some are believed to have now been released.

According to reports none of the three have been accompanied by legal counsel, either during interrogation or during their trial. Pedro Fatima Tilman and Miguel were arrested on 3 May after they had taken part in a peaceful pro-independence demonstration in front of the Mahkota Hotel in Dili during a visit to East Timor by foreign journalists. Isaac is believed to have been arrested at around the same time, also for taking part in the demonstration.

While the exact legislation under which the three have been charged remains unknown, they have probably been charged under Article 154 or 155 of the Indonesian Criminal Code, which define the expression of hostility toward the government as a criminal offence. The state prosecutor has apparently demanded four years' imprisonment for each of the defendants.

FURTHER RECOMMENDED ACTION: Please send telegrams/telexes/faxes/express and airmail letters in English or your own language:
- expressing concern that five East Timorese, including Pedro Fatima Tilman, Miguel and Isaac, are being tried and may be imprisoned because of peacefully demonstrating against the Indonesian presence in East Timor;
- expressing further concern that the defendants have been tried in contravention of both Indonesian and international law, including by being denied access to legal counsel of their own choosing;
- urging the Indonesian Government to immediately release all those detained solely for peaceful political activities.

☎ (44)(71) 413 5500 Telegrams: Amnesty London WC1 Telex: 28502 FAX: 956 1157

Amnesty International is an independent worldwide movement working for the international protection of human rights. It seeks the *release* of men and women detained anywhere because of their beliefs, colour, sex, ethnic origin, language or religious creed, provided they have not used or advocated violence. These are termed *prisoners of conscience.* It works for *fair and prompt trials* for *all political prisoners* and works on behalf of such people detained without charge or trial. It opposes the *death penalty* and *torture* or other cruel, inhuman or degrading treatment or punishment of *all prisoners.*

APPEALS TO:

1. MINISTER OF JUSTICE
Haji Utoyo Usman S.H.
Menteri Kehakiman
Jl. Rasuna Said Kav. 6-7
Kuningan
Jakarta Selatan
Indonesia
Faxes: +62 21 3141 625
Telexes: 44404 ditjenim ia
Telegrams: Justice Minister, Jakarta, Indonesia
Salutation: Dear Minister Utoyo Usman

2. MILITARY COMMANDER REGION IX
(covers Bali, Lombok and Nusa Tenggara including East Timor)
Brigadier-General R. Adang Ruchiatna
Pangdam
Markas Besar KODAM IX Udayana
Denpasar
Bali, Indonesia
Telegrams: Pangdam IX/Udayana, Denpasar, Bali, Indonesia
Salutation: Dear Brigadier-General Adang Ruchiatna

COPIES OF YOUR APPEALS TO:

Lt. Gen. (Ret) Ali Said
Chairman, National Commission on Human Rights
c/o Directorat Jenderal Pemasyarakatan
Jl. Veteran No. 11
Jakarta Pusat
Indonesia
Faxes: +62 21 3141 625 (c/o Ministry of Justice)

and to diplomatic representatives of Indonesia/East Timor accredited to your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 1 August 1994.

— Please take action as soon as you receive this Urgent Action appeal. Carefully read the recommended actions. If possible, send a telegram, telex, fax or express letter immediately to one or more of the addresses given. Other letters can be sent afterwards.

— Telegrams and letters should be brief and courteous. Stress that your concern for human rights is not in any way politically partisan. Refer to relevant provisions in international law, such as the United Nations Universal Declaration of Human Rights:

Article 3 — "Everyone has the right to life, liberty and security of person."

Article 5 — "No one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment."

Article 9 — "No one shall be subjected to arbitrary arrest, detention or exile."

— The name of Amnesty International may be used, although letters written in a private or personal capacity may be more effective.

— Copies of appeals should be sent to relevant diplomatic representatives in your country.

— In Urgent Actions cases, Amnesty International has to act rapidly on behalf of victims of grave human rights violations. An appeal is issued when Amnesty International believes it has received reliable and accurate information in such cases. It is not always possible to verify all details independently and in some instances the situation outlined in the appeal may change. Urgent Action participants are always notified of any significant new facts.

— Copies of any replies received from government authorities should be sent immediately to your section's Urgent Action co-ordinator or direct to the Campaign and Membership Department of the International Secretariat. If appropriate, thank the official who has replied and ask to be kept informed about the case.